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2	UNITED STATES DISTRICT COURT		
3	FOR THE NORTHERN DISTRICT OF CALIFORNIA		
4	OAKLAND DIVISION		
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6	NDX Advisors, Inc., NDX Capital Management, LLC, NDX Holdings, Inc., Case No: C 11-3234 SBA		
7	NDX Trading, Inc. and St. Croix Capital Management, LLC, AGREED STIPULATION AND IPPOPOSEDI OPPER AMENDING		
8	BRIEFING SCHEDULE		
9	Plaintiffs,) v.)		
10	ADVISORY FINANCIAL CONSULTANTS,)		
11	INC., and RUTHE P. GOMEZ,		
12	Defendants.		
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15	Defendants re-filed a Motion to Compel Arbitration ("Motion") recently.		
16	Plaintiffs' counsel recently relocated his office on November 3, 2012; Plaintiffs' counsel's wife		
17	is set to have surgery on November 7, 2012, which will lead to greater family responsibilities for		
18	Mr. May, including caring for his two (2) minor children ages 5 and 3. On November 4, 2012, Mr.		
19	May was also involved in an auto accident, and is receiving medical care.		
20	Now therefore, Plaintiffs and Defendants, by and through their undersigned counsel, hereby STIPULATE AND AGREE and respectfully request the Court to enter an order that the current		
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23	briefing schedule, with respect to the Motion, be VACATED.		
24	Response to the Motion is due on or before November 20, 2012 and Reply is due on or		
25	before December 11, 2012, as Defendants' counsel has trials during the weeks of November 27 th		
26	and December 3 rd . Further that the hearing on the Motion be conducted telephonically on		
27	December 18, 2012 at 1:00 p.m.		
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2	SO STIPULATED:		
3	Date: November 8, 2012	By: /s/ Andrew S. May	
4		Andrew May, Esq., Pro Hac Vice Attorney for Plaintiffs	
5	Date: November 8, 2012	By: <u>/s/ Christopher Mader</u>	
6	Bate: 110 (enleer 6, 2012	Christopher Mader, Esq.	
7		Attorney for Defendants	
8	IT IS SO ORDERED. The parties' stipulation is approved, except that the request to conduct the hearing telephonically is denied. The Court, in its discretion, may resolve the motion without oral argument. Fed. R. Civ. P. 78(b); Civ. L.R. 7-1(b). The parties are advised to check the Court's website to determine whether an appearance is required. This Order terminates Docket 78.		
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14	Bocket 70.		
15	Dated: November 13, 2012	Saundre B armstrong	
16		SAUNDRA BROWN ARMSTRONG United States District Judge	
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